

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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10 CELESTINE GIBSON,)
11 Plaintiff,) 2:12-cv-00900-GMN-CWH
12 vs.) ORDER
13 LAS VEGAS METROPOLITAN)
14 POLICE DEPARTMENT, *et al.*,)
15 Defendants.)

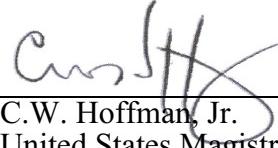
16 This matter is before the Court on Defendant Jesus Arevalo's Motion to Stay Discovery
17 (#40), filed December 13, 2012, and Plaintiff's Response (#44), filed December 27, 2013.
18 Defendants Las Vegas Metropolitan Police Department ("LVMPD"), Michael Hnatuck, and
19 David Dockendorf have all filed joinders to Defendant Arevalo's motion. *See* (Dkt. #41), (Dkt.
20 #42), and (Dkt. #43).

21 Defendant Arevalo requests a stay of discovery pending completion of grand jury
22 proceedings initiated “to investigate the facts and circumstances surrounding the death of Stanley
23 Levon Gibson.” *See* Def.’s Mot. (#40) at 1:20-22. In response, Plaintiff notes that the grand jury
24 proceeding concluded on December 19, 2012 rendering the requested stay moot. Defendant
25 Arevalo did not file a reply, but Defendant LVMPD concedes in its response to Plaintiff’s
26 pending motion to compel that the grand jury proceedings have been closed since December.
27 Def’s Resp. (#50) at 4:1-2. LVMPD further stated that the entirety of the criminal review was
28 closed on or around February 28, 2013. *Id.* at 4:3-11. Consequently, Defendant Arevalo’s
motion to stay, which is predicated on an ongoing criminal investigation, is moot because the

1 criminal investigation has concluded. Accordingly,

2 **IT IS HEREBY ORDERED** that Defendant Jesus Arevalo's Motion to Stay Discovery
3 (#40) is **denied as moot**.

4 DATED this 5th day of March, 2013.

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7 C.W. Hoffman, Jr.
United States Magistrate Judge

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